

**Enforcement & Resource Protection Committee
Regular Meeting
March 23, 2005 – 2:00 p.m.
Tribal Office Board Room**

1. Call to Order & Roll Call-

Committee Chairman Gary Besaw called the meeting to order at 2:14 p.m. Those present: Tony Warrington, Gary Schuettpelz, Lew Boyd, Barb Nelson, Al Fowler, Lynette Miller and Bryan Lepscier (late). Bill Kussel and Mark Waukau were absent. Also present for the meeting was, Roberta Reiter, Yvette Snow, Rob Orcutt, Gaynelle Hawpetoss, Jeremy Pyatskowit, Randy Reiter, Norbert Miller, Becky Warrington, Doug Cox, Bernard Vigue and Dick Dodge.

2. Moment of Silence-A moment of silence was observed.

3. Review Minutes Dated March 1, 2005-

Motion made by Lynette Miller to approve the minutes of March 1, 2005. Motion was seconded by Tony Warrington. All those in favor of the motion signify by saying aye, 5-for, 0-opposed, 3-absent, 1-abstention (Gary Schuettpelz). Motion carried.

4. Review Monthly Reports-

Committee reviewed the reports that were submitted and no action was taken.

5. Fish Habitat Improvement Project/Jeremy Pyatskowit-

Jeremy was present with the information that was requested. At the last meeting some committee and community members were concerned about the tree drops as to what kind of trees, how many and how close to the lake they would be. Everyone reviewed the information and was satisfied with the explanation.

Bryan Lepscier arrived at 2:30 p.m.

Motion made by Lew Boyd to approve and recommend Jeremy Pyatskowit of Environmental Services Near Shore Fish Habitat Improvement Project as to tree drops in the three specified lakes. Motion was seconded by Tony Warrington. All those in favor of the motion signify by saying aye, 7-for, 0-opposed, 2-absent. Motion carried.

6. Cigarette Ordinance 79-04-

Randy Reiter, Norbert Miller and Becky Warrington were present to discuss the ordinance and their concerns. Roberta Reiter stated that some of the retailers wanted three delivery days per week instead of two because cash flow and storage issues. The proposed amendments to the ordinance does say that there can either be 2 or 3 delivery days per week and that orders will be taken the following week.

Retailers are also concerned that if they choose to have the 3 delivery days, Derkson will raise the cost of the cigarettes.

The retailers wanted to know why they have to go with Derkson. Some of the retailers are displeased with Derkson's products because of freshness of the product. Bernard Vigue informed the committee that the Tribe has put out bids in the past for other suppliers but Derkson has always been the cheapest. As for the cost of cigarettes going up because of a three day delivery it's the cost for them to transport the products. Bernard also stated that if it's the wish of the committee and retailers, the Tribe can give Derkson a 30 day notice and tell them they are bidding it out.

Randy Reiter wanted to state for the record that he doesn't like the Tribe butting into his business telling him who he has to buy his cigarettes from.

Bernard will work with Roberta Reiter and the retailers and decide whether or not to bid it out again. One of the options discussed is to drop the ordinance and let the retailers pay their own taxes.

Lynette Miller was excused at 3:30 p.m.

Motion made by Gary Schuettpelz that Bernard Vigue works on getting quotes from Distributors on 2 and 3 day delivery days and that Roberta Reiter contact retailers on what they prefer and report back to the committee. Motion was seconded by Lew Boyd. All those in favor of the motion signify by saying aye, 5-for, 0-opposed, 4-absent. Motion carried.

Motion made by Gary Schuettpelz to table the issue until next meeting. Motion was seconded by Lew Boyd. All those in favor of the motion signify by saying aye, 5-for, 0-opposed, 4-absent. Motion carried.

7. Alcohol Task Force-

Chairman Besaw informed the committee that there isn't too much to report because the task force has not met yet. The meeting however is scheduled for April 5, 2005 at 5:00 pm in the Tribal Office Board Room.

Randy Reiter and Barb Nelson stated that they have not yet been contacted to attend the meeting. Chairman Besaw will speak to Sonny Waupoose to find out why everyone hasn't been contacted yet.

8. Ordinance 94-04 Peddlers-

Rob Orcutt went over all the changes that the committee discussed.

Motion made by Tony Warrington to approve the Regulation of Peddlers ordinance and send to the Menominee Tribal Legislature for 1st Consideration. Motion was seconded by Al Fowler. All those in favor of the motion signify by saying aye, 6-for, 0-opposed, 3-absent. Motion carried.

9. CISCO Discussion-

Bill Kussel was not present to give the committee an update.

Motion made by Lew Boyd to table. Motion was seconded by Barb Nelson. All those in favor of the motion signify by saying aye, 6-for, 0-opposed, 3-absent. Motion carried.

10. Nuclear Waste Repository Discussion-

At the last meeting the committee asked Doug Cox to draft a letter addressed to Theodore Garrish from the Menominee Tribal Chairman on opposing the tribe becoming a waste site and asking for an update. Committee made some minor changes and Doug will make those corrections.

Motion made by Barb Nelson to approve the letter to Theodore Garrish of the US Department of Energy with recommended changes and forward to the Tribal Chairman for signature. Motion was seconded by Tony Warrington. All those in favor of the motion signify by saying aye, 6-for, 0-opposed, 3-absent. Motion carried.

11. Junk Car Update-

Chairman Besaw stated that there isn't much to report on because the police department was present and Bill Kussel wasn't present. Rob Orcutt is still working on the specified changes to the ordinance.

Lew Boyd left at 4:25.

Community members discussed the problem of hunters leaving their old hunting trailers in the woods and some of them are abandoned and/or falling apart and should be moved by the people who brought them there. Doug stated that the issue went to the Conservation Commission and it never made it out of committee discussions. Chairman Besaw would like Doug to get him the information on the subject so this committee can discuss it.

12. Other Business-

Community members would like to know why there are still campaign signs all over the place. Isn't there an ordinance that specifies an amount of time after an election that the signs must come down? People are concerned because a lot of the signs are nailed to trees. Rob Orcutt will get Chairman Besaw a copy of the ordinance.

Chairman Besaw stated that on the next meeting agenda there will be Election of Officers and review committee bylaws.

13. Adjournment-

Motion made by Barb Nelson to adjourn. Motion was seconded by Tony Warrington. All those in favor of the motion signify by saying aye, 5-for, 0-opposed, 4-absent. Motion carried.

Meeting adjourned at 4:50 p.m.

Respectfully Submitted by
Legislative Staff Services